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FRANCISCO JAVIER TORRES
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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 FRANCISCO JAVIER TORRES,

15 Defendant.
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Case No. 1:23-cr-00142-JLT-SKO

DEFENDANT'S MOTION TO EXONERATE
BOND; ORDER

Judge: Hon. Sheila K. Oberto

18 Defendant Francisco Javier Torres hereby moves this Court to exonerate the cash bond
19 that was posted in this matter, pursuant to Rule 46 of the Federal Rules of Criminal Procedure.
20 *See* Dkt. #8.

21 On July 10, 2023, Mr. Torres was charged in a criminal complaint in the Eastern District
22 of California. *See* Dkt. #1. Mr. Marquez was arrested and made his initial appearance on
23 December 16, 2020. *See* Dkt. #3. On July 12, 2023, a detention hearing was held in this matter.
24 *See* Dkt. #9. At the detention hearing, Mr. Torres was ordered released from custody on a term
25 and condition that included the posting of a \$5,000 cash bond. Dkt. #9, #11. The cash bond was
26 posted by Mr. Jose Alberto Leon. *See* Dkt. #8. The receipt numbers for the bond are: 100000805,
27 100000806, 100000807, 100000808, & 100000809. Dkt. # 8.

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1 Since that time, Mr. Torres was remanded into custody at a hearing on a pretrial release
2 violation petition. *See* Dkt. #39. Mr. Torres remains in custody pending the disposition of his
3 matter. Mr. Torres entered a guilty plea at hearing on December 2, 2024. *See* Dkt. #49.

4 Since Mr. Torres is no longer on pretrial release and no conditions remain to be satisfied,
5 Mr. Torres hereby moves the court for an order exonerating the sureties who posted the \$5,000
6 bond. Mr. Jose Alberto Leon, who posted bond on Mr. Torres' behalf on July 12, 2023, receipt
7 #'s 100000805, 100000806, 100000807, 100000808, & 100000809.

8 The government has no objection to this motion to exonerate the cash bond in this case.
9 Accordingly, since no conditions remain to be satisfied and exoneration of the cash bond is in the
10 interest of justice, it is requested that the Court exonerate the cash bond and order the return of
11 the funds to Jose Alberto Leon.

12 Respectfully submitted,

13 HEATHER E. WILLIAMS
14 Federal Defender

15 Date: December 2, 2024

/s/ Griffin Estes

16 GRIFFIN ESTES
17 Assistant Federal Defender
18 Attorney for Defendant
19 FRANCISCO JAVIER TORRES
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ORDER

IT IS SO ORDERED that the Clerk of the Court shall exonerate the \$5,000 cash bond plus accrued interest (receipt #'s 100000805, 100000806, 100000807, 100000808, & 100000809 posted by Jose Alberto Leon) be made payable to and mailed to Mr. Leon at 418 1/2 N Chicago St., Los Angeles, CA, 90033.

IT IS SO ORDERED.

DATED: 12/2/2024

Sheila K. Oberto

SHEILA K. OBERTO
United States Magistrate Judge